

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

DOCKET NO.: 1: 19-CR-10459-RWZ

_____	)	
UNITED STATES OF AMERICA	)	
	)	
V.	)	DEFENDANT’S MOTION TO
	)	REVOKE DETENTION ORDER
JEREMIA MEDINA	)	
_____	)	

The Defendant, Jeremia Medina, in the above-captioned matter hereby moves this Honorable Court to revoke its detention pursuant to 18 U.S.C. §3145(b), which was imposed on April 27, 2020.

As reason therefor, the government moved for detention against the Defendant on December 5, 2019. On December 19, 2019, the Defendant consented to detention without prejudice. On or about April 24, 2020, the Defendant sought release from detention based on the special circumstance of COVID-19. On April 27<sup>th</sup>, this court denied the Defendant’s request. The Defendant now avers that given certain medical issues that he is experiencing as well as the evidence against him which does not support the conclusion that no conditions of release will reasonably assure the safety of the community, release is warranted.

Pursuant to 18 U.S.C. §3142(e)(3), there is a rebuttable presumption that no condition or combination of conditions that will reasonably assure the appearance of the Defendant as required and the safety of the community. This is based on the Defendant being charged with an offense for which a maximum term of imprisonment of 10 years or more is prescribed. In its

April 27<sup>th</sup> decision, the court found the Defendant presented sufficient evidence to rebut the presumption but detention was nonetheless warranted.

Currently, the Defendant is housed at the Dedham House of Correction. Prior to his incarceration and to date, the Defendant is experiencing significant pain due to severe cervical disc herniation. As can be gleaned in his medical records (attached separately), this herniation appeared in an MRI in 2015 and though surgery was recommended, the Defendant chose to defer this option. Unfortunately, this medical issue has become increasingly problematic. The Defendant is now experiencing more symptoms that include numbness of hands. The most recent MRI of June 10, 2020 confirms extensive disease. The jail has purportedly done what it can to make the Defendant more comfortable but given his condition, surgery is required.

The Defendant proposes this Honorable Court release the Defendant to home confinement in a residence that is appropriately suitable. Also, the Defendant can be equipped with a GPS device in order for his whereabouts to be monitored. At this juncture, the Defendant is keenly aware of the likelihood that he will face incarceration on this matter. Notwithstanding, there exists nothing but an anticipated blanket assertion that this will somehow result in his willingness to flee. The Defendant is not desirous to flee or to jeopardize any possible plea discussions and/or sentence by violating this Court's order of pre-trial release.

WHEREFOR, for all the foregoing reasons, the Defendant respectfully requests a hearing on this motion for reconsideration and therefore asks this Honorable Court to revoke the order of detention and release him on conditions.

Respectfully submitted,

/s/ Frank D. Camera  
Frank D. Camera  
B.B.O. #635930  
99 South Main Street #220  
Fall River, MA 02721  
(508)677-2878

Dated: August 4, 2020

CERTIFICATE OF SERVICE

I, Frank D. Camera, hereby certify that this document filed through the ECF system was sent electronically to the registered participants as identified on the Notice of Electronic filing on August 3, 2020.

/s/ Frank D. Camera